Agents Are Worried

IN GETTING COAL.

PROMOTION CONFIRMED.

John F. Evans Applinted Auditor for

Western Pacific.

RETURNS FORM IDAHO.

Frank T. Vincent Reports Excellent

Prospects in Gem State.

Vincent states the wool clip of the season has been greater than any

along northern points of his pos

Railroad Notes. Superintendent E. Buckingham Dregon Short Line has returne

Superintendent JI. S. Twining of th Pullman company, and General Agent A. Benton of the Rio Grande were in Os

en vesterday on business matters per aining to the passenger affairs of the

calling promptly at the Singer store,

JUDGMENTS BOB UP

Discovery That They Were Not Can-

celed When Jail Site Was Sold to S. C. Wing.

Old judgments rendered against the

county in connection with the county building furniture purchases bobbed up unexpectedly yesterday. S. C. Wing.

Trust Co.
Commissioner W. W. Wilson, who is handling the affair for the county, is not perturbed over the discovery. "I have not had time to look it up yet, but I am satisfied that the judgments should have been canceled," he said yesterday. "I think there has been an oversight somewhere and that it will be straightened out easily."

Cause of

tion of your liver and bowels. Unbowels, poisonous products are absorbed, causing headaches, bilious-

ness, nausca, dyspepsia. Ayer's Pills are liver pills, mildly laxative.

We have no secrets! We publish J. C. Ayer Co., the formulas of all our medicines. Lowell, Mass.

MACLENNAN SAYS WITTE APPEALS HE WALKED AWAY

Punch at Him.

"I faced him, and he said: 'You have been pursuing me a long time in your paper, and I want to give you warning now that it will have to stop."
"I said: 'I have nothing to say to

Kelly Struck Him.

"Mr. Kelly then used some abusive language and suddenly struck at me with his fist, which hit me a glancing blow on the side of the neck, but with-out damage. I threw my head back, as a man naturally would, and said: "'I have some regard for the pro-prieties of this club room, if you have

Mr. Kelly then muttered something about what he would do to me at an-

"A half dozen people flocked around Kelly, among them one of the State Journal reporters, Mr. Stotts, "Mr. Stotts promptly knocked Mr. Kelly to one side, and Kelly moved toward the lavatory and I walked to the front of the office. In fact, Mr. Kelly went in one direction and I went in another. He was surrounded by

No Exchange of Words.

"There was no exchange of angry words between us, unless the abusive words of one man could be called an I sat around the office for an hour before my turn came with the barber,

and then drove out home in the coun-

"I could have smashed Mr. Kelly's his personality, they listen, nose and knocked him down in an instant, and for half an instant debated whether I ought to do it, but had no desire to engage in a fistic encounter,

Easy to Find.

In regard to the statement that Mr. Kelly had been looking for me for three months, but was unable to find me, the facts are that for the past six months I have been at the office nearly every day, with the exception of a

went to the Copeland to attend a dinner given to start the Kansas exposition. When I walked up to the register Mr. Keily was leaning over one page of the register writing a note or nounced in favor of a democratic rein fact, we were holding little in com-mon except the peace and the hotel There were a number of peo-it the desk. (Signed.) "FRANK P. MACLENNAN."

ONLY \$45.05

To El Paso, Texas, and Return. Via Oregon Short Line and Union Pacific railroads. Tickets on sale Nov. 10 and 11. See agents for further particulars. City Ticket Office, 201 Main St.

DYNAMITE ON TRACK.

Attempt to Wreck Passenger Train in California.

Santa Barbara. Cal., Nov. 6.—An attempt was made to wreck the second section of passenger train No. 9, northbound, on the Southern Pacific about midnight last night at the Los Alamos bridge, six miles beyond Surf and four miles north of Santa. Barbara. A stick of dynamite had been placed on the track and when the engine struck it there was a terrific explosion. The pilot and wheels of the engine were blown completely off, but the engine did not, leave the track and no one was injured. There was no damage to any of the cars.

the cars.

The railroad officials believed it was an attempt to wreck and perhaps to rôb the train and are working on that theory to apprehend the guilty persons. Sheriff Stewart of Santa Barbara county left for the scene this morning together with rail-way detectives and will make a thorough investigation. Meanwhile all trains are being watched for suspicious persons.

EL PASO AND RETURN

Via D. & R. G., Nov. 10, 11, See any Rio Grande agent for par-

ATTORNEYS SUMMONED.

Attorney General Desires to Know About the Beef Trust Cases.

Chicago, Nov. 6.—Attorney General Moody has sent for United States District Attorney C. B. Morrison and Assistant Attorney General Olive E. Pagin to go to Washington in regard to "the beef trust" prosecution. The plea of the packers declaring that Commissioner Garfield, ers declaring that Commissioner Garfield of the bureau of corporations, had promised the packers immunity from prosecution, has taken such an aspect that the attorney general is said to wish a joint preview with the commissioner.

A NERVE FOOD

IS FOUND IN

POSTUM

FOOD COFFEE. "THERE'S A REASON."

Did Not Run When Kelly Took a Without Unity Empire Is Threatened With Dismemberment.

REPORT WAS NOT CORRECT MANY PARTIES IN RUSSIA

of them complaining of the zeal of the troops and others of their inaction some asking for military protectio and others for the entire removal of the soldiers.

Have the Same Origin.

"Although it is impossible in every case," the note says, "to diagnose the true cause of the conflicts, it is clear that their origin generally is the hos-tility aroused among the different classes of the population. Those who are dissatisfied with the manifesto pro-voke the indignation of those who received it with satisfaction. Disorder reforms which are designed to give the people a representative assembly settle their difficulties. The duty every faithful subject of the empere s to aid in the pacification of the coun

"In particular," the note concludes "the government reckins on the sup-port of the press, which must under-stand that in this political situation a union of the intellectual forces of the

whole nation is necessary."

The tactics of the opposition, according to the Russ, will be peaceable. They will take the form of demonstrations to compel the government to redeem its promises and meet the wishes of the eople. The paper claims that ever count Witte fails to comprehend th retreat in any way. I am not afraid of Kelly. I am able to defend myself. Whatever we may have said in the paper about him has not been a personal matter, but a criticism of his constant of the consist of unions and leagues representing organized distrust." Continuing, the Russ says: "There are no leaders and Count Witte's efforts to bring individual to the comprehend the consist of unions and leagues represent the constant of the consist of unions and leagues represent the consist of unions and leagu

his camp are therefore unavailing. He summons them under the influence of powerless to reply, and when they take back his words to the organizations they represent, the organizations, free from the spell of his magic, always return the same reply, that confidence i his words is impossible and that they can trust only in deeds. The resolu-tions of the leagues are in the nature

Complex Situation.

The political situation is most con me, the facts are that for the past six months I have been at the office nearly every day, with the exception of a week's trip to New York, and two or three days' absence on business in nearby towns. I have met Mr. Kelly frequently and repeatedly, and this is the first time he ever tried puglistic methods.

"Last Wednesday about 7 o'clock I went to the Conclude to the Concluding the Abdication of parties, but the lines of cleavage are clear.

The follical situation is most common to the following the government will be able to outride the popular storm is problematical, for Count Witte will have a harder task in making for peace with the Russian people than he had with Japan. In the midst of the confusion following the abdication of absolutism there has not yet been time for fealignment of parties, but the lines of cleavage are clear.

BIG STRIKE STARTED

hen continued his note, and I stood at | Moscow zemstvoists, are not yet ready the desk for some minutes waiting to be assigned to a room. Mr. Kelly and I were in arm's reach of each other for cracy will not assist in bringing an end a number of minutes. The air was cool, the silence oppressive, but there was absolutely nothing doing but the decide on a form of government. scratch of my pen on the register and of Mr. Kelly's pencil on the paper. There was not a yard between us and, nobles and landed prorrietors as wellelements of conservatism, including the nobles and landed proprietors as well as the reactionaries, who, disgruntled with the emperor's surrender, nevertheless will be forced to the side of conservatism. The peasants whose traditions and religion would lead them to the support of the emperor are vacillating between the bourgeoise and the conservative. While sympathizing with the Liberals' aspirations, yet they frightened by the spectre of

> It is announced that Emperor Nicholas and his family will shortly return o the palace at St. Petersburg. Count Witte today took up his quarters in a wing of the palace, where he will be in

constant touch with his majesty.

Progress in the formation of a cabinet is slow. Cabinet positions have been offered to several notables, among

The position of secretary of state of minister of the interior, absorbed him has been abolished in view of changed

Meager News From Finland.

The news from Finland continues meagre. Practically there is no com-munication with the interior, and com-munication with Helsingfors is diffiarbor of the Finnish metropolis, which is temporarily closed to foreign ship-ping, steamers plying to St Petersburg and Stockholm via Helsingfors not

An urgent telegram to the Associated Press from Helsingfors this morning makes no mention of disorders there. and it is therefore presumed that the city is quiet. The telegram simply ounces the official promulgation of the convocation of the diet on Dec. 20 and makes reference to a manifesto suspending the manifesto of 1899 and abrogates the conscription act of 1901 relating to the introduction of Russian gendarmes and the issuance of ordiances introduced by Count Bobrikof when he was governor general of Fin rview with the commissioner and the prevailing opinion is that the diet, srs. Morrison and Pagin. which is now composed of four states, will now be transformed into a bica-

MUSE ACQUITTED.

maral body.

(Special to The Herald.) (Special to The Herald.) rice, Nov. 6.—William F. Muse, who tand killed the Indian Fenno at My-Utah, a few days since, has been uitted of the charge, at Heber City, is back in business at Myton. Fenno the artist of his tribe on canvas had executed some truthful percais of the sun, bear, ghost and other cos of the Untah and White River so of Utah and Colorado, However, was a bad Indian withal when in cups. Friends and acquaintances on my Muse on the reservation, knowthe circumstances of the killing and no's past history, made up a purse Muse "to pay attorneys' expenses" incidentals of going to the county for a hearing.

HEART AFFECTS MIND BUT FEW CARS LEAVITT WINS

FOR CONFIDENCE Cornelius Smith, However, Is Convicted of Assault on Colored

> Cornelius Smith, colored, explained in Judge Armstrong's court yesterday that on account of his heart trouble he did not

Topeka, Kan., Nov. 6.—In regard to the Kelly-MacLennan incident at the Elks' club rooms Sunday, Mr. MacLennan gave the following statement to the Associated Press this morning:

"With other members of the Topeka club building is ready. I want the Elks' club rooms shortly after in the Elks' club rooms shortly after in to get shaved. There were five ple ahead of me and I walked from barber shop and lavatory toward me toward me.

**Ever short of the short of the sample of the strength with dismemberment unless the people valled to the sample of the strength with dismemberment unless the people valled to the sample of the strength with dismemberment unless the people valled to the sample of the strength with dismemberment unless the people valled to the sample of the strength with dismemberment unless the people valled to the sample of the strength with dismemberment unless the people valled to the sample of the samp

Niels S. Nelson, owner of a farm in the valley, yesterday filed two "smeiter smoke" suits. One against the Bingham Copper & Gold Mining company and one against the United States Smeiting company. He asks damages aggregating \$11.419 from the two companies. Allegations in both complaints are identical. Nelson claiming that his crops were injured and his personal comfort disturbed by the samks for \$4.700.95 for damages to crops and \$1.600 for his personal discomfort and annoyance.

Another suit against the United States Smeiting company was filed by Ira Beckstead. He makes allegations similar to Nelson's and asws \$1.81.97 for injury to crops and \$1.600 for personal annoyance.

AT McOMIE AGAIN.

This Time Z. C. Salin and Wife Sue Murray Justice.

Z. C. Salin and wife ask not only a writ of prohibition, but damages against Justice J., P. McOmie of Murray in a suit filed in the district court yesterday. They allege that he rendered judgment against them in a case brought by C. A. Dunlap at Murray, notwithstanding that they lived in Salt Lake City. In addition to this they demand \$150 attorney's fees and \$50 damages. A temporary restraining order, staying further proceedings in the case, was issued, the writ being made returnable Nov. 18.

The law and motion day was held yes-erday in the federal court and consider-ble routine matter was disposed of. The ble routine matter was disposed of. Thourt adjourned until 10 o'clock Friday. R. W. Barnes of Kaysville, indicted by the grand jury for violating the pension law, was arraigned yesterday in the fed-eral court. He entered a plea of not guilty and the trial was postponed with-out date.

Lina Schellenberger alleges that Frederick Schellenberger deserted her April 10, 1904, and she wants a divorce, custody of their 9-year-old son and 325 per month alimony. They were married at Bockinger, Germany, Dec. 14, 1896.

The case of the state ex rel. Thomas Homer against the Utah Light & Railway company and Salt Lake Cit; the suit brought to defeat the Utah Light & Railway franchise, was yesterday continued until tomorrow by Judge Morse. John B. Magleby and Charles Scorup were also arraigned before John A. Mar-shall in the federal court for pasturing sheep on government domain. The de-fendants entered pleas of not guilty and their trial was postponed without date.

Erection Go Out.

ers on fifty buildings in course of erection in this section by Post & McCord,

ONLY \$45.05

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IDAHO SUPREME COURT.

McConnell's Case Against State Board of Equalization. (Special to The Herald.)

Boise, Ida., Nov. 6.-The supreme court today heard arguments in the petition of ex-Governor W. J. McConnell against the state board of equalization in which he asks that the action of the board in assessing the railway lines of the state be reviewed. The argument was on a demurrer interpased by Attorney General Guheen. The demurrer sets up that the petition does not state facts sufficient to constitute a cause of action. Further it claims the petition is obscure. The principal contantion is that the law under which the board acts is unconstitutional and yet the court is asked to review the board's acts. The real party in interest is not shown and the affidavit of the petitioner is not sufficient to show he is entitled to the writ. Former Chief Justice Ralph Q. Quarles appeared for the petitioner and Former Attorney General day heard arguments in the petition of of the argument the court directed the attorneys to file briefs within five days.

ELECTION RETURNS

Without leaving home. Just ask the operator for No. 4,900, any time after 7 p. m., and she will do the rest. Utah Independent Telephone Co., "The Phone That Talks.'

TRAGEDY IN WASHINGTON.

Washington, Nov. 7.—Washington
J. Quiggle, private secretary to
Thomas F. Walsh, shot and probably fatally wounded his wife,
shortly after midnight tonight, and
then shot himself in the heart, dythen shot himself in the heart, dying instantly. Quiggle was 35 years
old. The tragedy occurred in their
apartments at the Brunswick.
Quiggle was from Colorado, and
his grandparents live at Ouray,
Colo. He has been employed by Mr.
Walsh for a year and a half. Mr.
Walsh for a year and a half. Mr.
Walsh is a capitalist who has made
his home in Colorado, in this city
and in Newport, R. I. Mrs. Quiggle,
who was a Washington woman, was
shot in the breast and in the abdomen. She was employed as a parlor maid for Mrs. Walsh at the latter's summer cottage at Newport,

TO BE OBTAINED **BOGUS CHECK**

While Shortage Is Somewhat Relieved Detects "Cold Hand" But Is Rushed With Bad Paper in Hand.

MUCH LIVESTOCK SHIPPED HEARS OF "COL. HARDING"

IDAHO TOWNS HAVE DIFFICULTY NEVADA MINING MAN VICTIM OF CROOKED POKER GAME.

The freight car family e is somewhat relieved. The greatest difficulty is being "steered" into a "cold deck" poker experienced by the coul companies. All game yesterday afternoon and won, but available ears have been put into commiswas handed a bogus check and given sion in handling the sheep, beet and the "rush act" out of the private resigrain shipping which has been heavy this year. Prices of mutton and wool are away up during the fall months and stock growers have corraied every obtainable car in an effort to place their livestock on the markets while the present values are firm. Beet raisers are shipping immense quantities to the factories. The beet crop has been unusually heavy during the past season and hundreds of cars are being utilized in trunsporting the raw material to the mills. Cattle shipments have begun and give promise of being greater than usual.

Towns in Idaho are becoming worried over the present scarpity of coal. The Union Pacific will guarantee no deliveries to points in Idaho within thirty days. The various companies claim it is impossible to get cars, as the cars used in carrying coal are being utilized in the sheep and grain movements. grain shipping which has been heavy this dence on First West street where the game took place. Leavitt was "in" just \$3 for checks, and his winnings, which amounted to \$125.50 in poker checks, were cashed for a piece of bad paper. A. S. Cummings, one of the

wo escaped. Leavitt, who is here looking after some mining interests, is staying at the New Southern hotel. There he met Cummings, who posed as a mining expert. He made some proposition to Leavitt which looked promising. Leavitt accepted an invitation to talk with a certain "Colonel Harding" about the matter, and both men left the hatel. Cummings went to a private residence on First West street where "Colone! Harding" lived, but he was not in. They decided to wait until the "colonel" re-turned. In the meantime, they commenced a poker game and two other men "sat in" with them. The betting got strong and Leavitt made a winning. He had only a few sliver dollars but had several certified checks. Cum-mings had purchased \$5 worth of checks, and besides this there was no money in the game.

"Cold Hand" Is Passed.

Several hands were played and Leavitt and Cummings held the winning cards. On the last hand Leavitt had a full hand, three aces and a pair o jacks. He bet all his poker chips and Western Pacific.

The rumer that has been in circulation for some time that Join F. Evans was to receive the auditorship of the Western Pacific was accorded official confirmation yesterday in a circular received from New York. This announcement is signed by President E. T. Jeffery of the Western Pacific and explains that Mr. Evans is to have absolute management of the accounting of the company, with power to regulate all methods and issue all instructions that will pertain to affairs in that department of the road.

The official announcement did not come as a surprise. An outline of his career in radiroad circles was printed in a recent issue of The Herald. Up until a few weeks ago he was chief auditor of the Utah Fuel company, which includes the Pleasant Valley Coal compan; and the Wasatch Store company. He resigned this position several days ago, and, as was announced at the time by The Herald, was succeeded by W. O. Williams who has been assistant auditor of the same company for several years. then endorsed a \$50 certified check and put it in the pot. He was called and at this point Cummings knocked a stack of Leavitt's checks on the floor Just what happened next Leavitt does not know. As he picked up his scat-tered checks a "cold hand" was passed to his opponent. The game didn't work, however, and Leavitt objected. He took his check and pulled out of the game. He counted up his checks and wanted to cash them. The proprietor of the game wrote out a check for the amount. He refused it, and before he had time to make a "kick" it was forced on him and he was escorted out of the house on the pretense that the

police were "wise."

Leavitt went back to the hotel and here met Police Officer Lyon. He told his story and gave a description of the men to the police. Later Cummings was arrested, but denied that he knew anything about the game. Last week Cummings paid H. L. Clark's fine of \$50 for gambling, and it is known by the police that Cummings is a member of the same gang. Cummings is held on the charge of gambling.

Hunyadi János Not a medicine but a

Not a medicine but a Natural Laxative Wa-ter forsluggish bowels. Get quick, positive re-lief by taking half a glass on arising. Hunyadi Janos

FOR CONSTIPATION

A New Treatment For the pores of the skin which beautifies the complexion.

Many people, especially ladies, are annoyed with dry, scaly skin, black-heads, pimples and blotches. Such all-ments are generally treated with cold cream, face lotions, witch hazel pre-

A Louisville chemist has succeeded a Louisville chemist has succeeded in perfecting a product known as Paracamph, which, when applied to the face and hands or any part of the body, opens the pores, removes all unnatural obstructions by stimulating the cirby that road in this division. During the month mentioned a great number of tickets was sold to points in the east. Several trans-Atlantic tickets have also been issued from this office. The easthound colonist travel over the road has been heavy and conditions in general are a source of satisfaction to the local agents, whose energy and efforts have proved so fruitful. culation and inducing perspiration. Paracamph sweats out the trouble. It washes out the pores of the skin, makes them healthy and active, thereby giv ing a smooth, rosy, satin finish to the skin. This new preparation is being

A few slightly scratched genuine used very largely by complexion Singer Sewing Machines can be pur-chased or leased for very little money and is highly endorsed by all physicians, owing to the fact that it is pure and harmless. Paracamph can be purchased at any first-class drug store, or if your dealer does not keep it, order direct from the factory. The price is within the reach of all. Sold only in 25c, 59c and \$1.00 bottles. Manufactured only in The Paracelment, Commented tured only by The Paracamph Company, Louisville, Ky.
For sale by F. C. Schramm, special agent, Cor. Ist South and Main sts.
"Where the Cars Stop."

SCIENCE SETTLES IT.

building furniture purchases bobbed up unexpectedly vesterday. S. C. Wing, purchaser of the west portion of the county jail site discovered that the judgments had not been canceled when he secured his abstract of tile to the property. The county commissioners took the matter up with Clerk Jerrold R. Letcher of the United States courts, where the judgments were readered. Mr. Letcher advises that according to his books two judgments still stand against the county. One was rendered in favor of the National Bank of Hartford; for \$24,500, April II, 1888, and assigned to the Deseret National bank. The other judgment was rendered March 25, 1901, for \$14,619.88, in favor of David D, Erwin, and assigned to Zion's Savings Bank & Trust Co.

Commissioner W. W. Wilson, who is bending the affair. Dandruff Is Caused by a Germ that Saps the Hair's Vitality.

Great for Kidneys.

Weak back, tired feeling, mental depression, sleeplessness, headache and other symptoms are quickly cured by the use of Palmo Tablets. They act directly on the kidneys and nervous system, and make you look and feel years younger. 50 cents. Book Free. The S. R. Fell Co. Claveland. O. For sale by F. J. Hill Drug Co.

PAUMIE'S PARISIAN DYE WORKS. 55 West First South. 'Phone 1411 Y.



Co-op Furniture Co.

THE COMPLETE HOUSE FURNISHERS,

31 to 37 South Main Street.

\$15.00

\$13.00

25.00

CAR LOADS OF

Just Arriving and More Coming.

Our FURNITURE is All MARKED in PLAIN FIGURES And at VERY LOW PRICES.

Sideboards from Large sized Iron Beds from Dressers from Chiffoniers from Axminster Rugs from

And Other Lines Equally as Cheap.

We also carry a large stock of HIGH GRADE FURNITURE

We GUARANTEE Our

STAR ESTATE RANGES AND HEA

TERMS CAN BE ARRANGED. **ϘϼϙϸϼϘϘϘϘϘϘϘϘϘϘϘ**ϘϘϘϘϘϘϘϘϘϘϘϘϘϘϘϘ

AT BARTON'S

EXCELLENT OVERCOATS AT MODERATE PRICES

Step in and try on any or all of the new styles. We've many new ideas to show you. and we shall take pleasure in doing it. We've elegant Overcoats at \$10, \$12, \$15, \$18, up to

OUR GUARANTEE GOES WITH EVERY COAT.

Come here with your Overcoat wants and you'll do well. You'll do the best possible.

MAIN STREET

HERALD WANT ADS BRING RESULTS